

**COMMONWEALTH OF MASSACHUSETTS**

**ENERGY FACILITIES SITING BOARD**

**NOTICE OF ADJUDICATION  
NOTICE OF PUBLIC COMMENT HEARING**

EFSB 18-04/D.P.U. 18-96

Northeast Energy Center LLC

Notice is hereby given that on August 31, 2018, pursuant to G.L. c. 164, § 69J and G.L. c. 40A, § 3, Northeast Energy Center LLC (“NEC” or the “Company”) filed petitions with the Energy Facilities Siting Board (“Siting Board”) and the Department of Public Utilities (“Department”) in connection with the Company's proposal to construct a natural gas liquefaction, storage and truck-loading facility (“Facility”) in the Town of Charlton, Massachusetts (the “Project”). NEC’s preferred site for the Facility is at 249 Sturbridge Road (Route 20) in Charlton.

The Company proposes to take natural gas from an existing underground Tennessee Gas Pipeline Company, L.L.C. (“TGP”) pipeline in Charlton, and transport the gas to the Facility via a new underground pipeline approximately 1.5-miles long. At the Facility, the natural gas would be cooled to a liquid state, stored as a liquid on-site, and then transported by truck to gas company customers such as National Grid. The liquefaction system would be capable of producing approximately 250,000 gallons of liquefied natural gas (“LNG”) per day. The Facility would include a set of ten 100,000-gallon LNG storage tanks, comprising one million gallons of storage capacity in total on-site. NEC states that the Facility would enable its gas company customers to maintain reliable and economic natural gas service.

The Company also filed a petition pursuant to G.L. c. 40A, § 3, for several individual zoning exemptions and a comprehensive exemption from the Town of Charlton Zoning Bylaw. NEC’s two petitions have been consolidated into one proceeding and will be heard by the Siting Board. The docket number for this consolidated proceeding is EFSB 18-04/D.P.U. 18-96.

**Opportunity for Public Comment**

***The Siting Board will conduct a public comment hearing on the proposed Project:***

**Tuesday, November 13, 2018, at 7:00 p.m.  
Charlton Municipal Offices, Board of Selectmen Meeting Room  
37 Main Street, Charlton, MA 01507**

At the public comment hearing, the Company will present an overview of the proposed Project. Public officials and the public will then have an opportunity to ask questions and provide comments about the Project. The public comment hearing will be recorded by a court reporter.

**Written comments may be submitted at the public comment hearing or filed with the Siting Board through Friday, November 30, 2018.** Comments should be filed by email attachment to both email addresses below, and a hard copy filed with the Siting Board at the mailing address below:

**M. Kathryn Sedor, Esq., Presiding Officer**  
**MA Energy Facilities Siting Board/DPU**  
**One South Station**  
**Boston, MA 02110**  
[kathryn.sedor@mass.gov](mailto:kathryn.sedor@mass.gov)  
[dpu.efiling@mass.gov](mailto:dpu.efiling@mass.gov)

### **Siting Board Jurisdiction**

The Siting Board will review the Company's filing to determine whether the proposed Project will provide a reliable energy supply with a minimum impact on the environment at the lowest possible cost pursuant to G.L. c. 164, §§ 69H, 69J. Pursuant to G.L. c. 40A, § 3, the Siting Board will also consider whether the Project is “reasonably necessary for the convenience or welfare of the public” and whether the requested zoning exemptions are warranted.

### **Preferred Site for the Project**

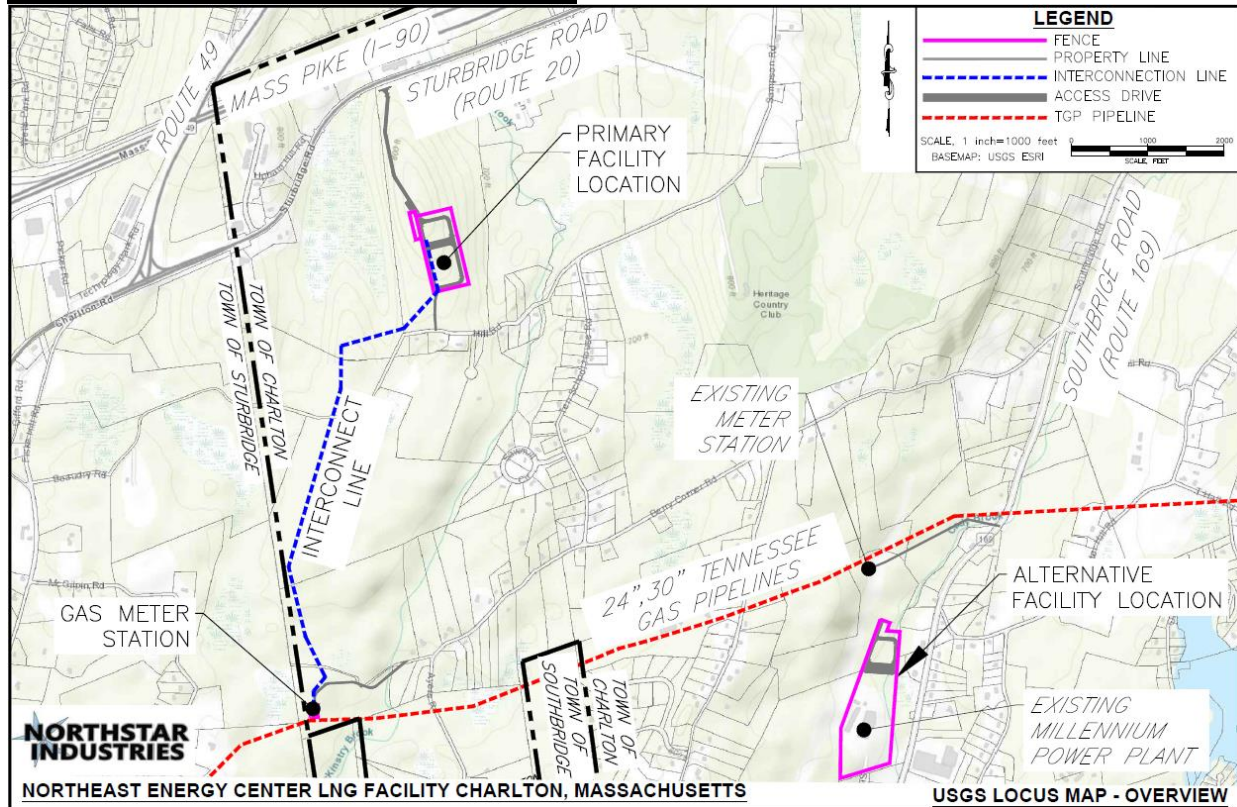
NEC has identified an 11.6-acre site within a 220-acre parcel located at 249 Sturbridge Road (Route 20) in Charlton as its preferred site for the Project. The Project would also include a new 1.5-mile interconnecting pipeline crossing three other parcels to the south of the primary parcel in order to connect to existing TGP facilities via a new meter station. The LNG provided by the Project would be transported by truck from the Facility, using a new driveway which adjoins Route 20.

### **Alternative Site for the Project**

NEC has also identified an alternative site for the Facility adjacent to the existing Millennium Power electric generating plant, located at 10 Sherwood Lane in Charlton. As with the preferred site, the Facility on the alternative site would be connected to a TGP natural gas pipeline. If constructed on the alternative site, the Facility would be capable of supplying LNG directly to the Millennium Power plant as well as supplying LNG to its gas company customers by truck.

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**Figure 1: Preferred and Alternative Sites**



**Public Review of the Company's Petition**

The general location, layout, dimensions and configuration of the Project are shown on maps and plans included in the Company's petitions. Copies of the Company's petitions and attachments are available for public inspection at the Energy Facilities Siting Board, One South Station, Boston, MA 02110, and at the office of the Company's counsel at Pierce Atwood LLP, 100 Summer Street, Boston, MA 02110. Copies are also available at the following locations:

- Charlton Town Clerk, Town Hall, 37 Main Street, Charlton, MA 01507
- Charlton Public Library, 40 Main Street, Charlton, MA 01507
- Sturbridge Town Clerk, Town Hall, 308 Main Street, Sturbridge, MA 01566
- Joshua Hyde Public Library, 306 Main Street, Sturbridge, MA 01566
- Southbridge Town Clerk, Town Hall, 41 Elm Street, Southbridge, MA 01550
- Jacob Edwards Library, 236 Main Street, Southbridge, MA 01550

In addition, the Company's Petitions, including all attachments, are electronically available via the Department of Public Utilities' website at: <https://eeasonline.eea.state.ma.us/DPU/Fileroom/dockets/bynumber>.

Enter "EFSB18-04" (with no spaces) into the search box. To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, or audio format) contact the Department's ADA coordinator at [DPU/ADACoordinator@mass.gov](mailto:DPU/ADACoordinator@mass.gov) or (617) 305-3500.

**Intervention and Participation**

Persons or groups who wish to be involved in the Siting Board proceeding beyond providing

comments at the public comment hearing may seek either to intervene as a party or to participate as a limited participant. Intervention as a party allows the person or organization to participate in the evidentiary phase of this proceeding, including evidentiary hearings in Boston, and grants the right to appeal a final decision. A limited participant may receive many of the documents that will be submitted to the Siting Board and present written or oral argument to the Siting Board after evidentiary hearings conclude. Any person interested in intervening as a party or participating as a limited participant in this proceeding must file a written petition with the Presiding Officer. Petitions must satisfy the timing and substantive requirements of 980 CMR 1.05, the Siting Board's procedural rules, which can be found on the Board's website at: <https://www.mass.gov/how-to/file-a-petition-to-intervene-in-an-efsb-or-dpu-siting-case>.

A petition to intervene or participate as a limited participant must be filed in three places.

**First**, the petition must be filed in hard copy with the Presiding Officer, M. Kathryn Sedor, Esq., Energy Facilities Siting Board, One South Station, Boston, Massachusetts, 02110, **no later than the close of business (5:00 p.m.) on Friday, November 30, 2018**.

**Second**, the petition must be filed with the Siting Board in electronic format by e-mail attachment to [dpu.efiling@mass.gov](mailto:dpu.efiling@mass.gov). The text of the email must specify: (1) the docket number of the proceeding (EFSB 18-04/D.P.U. 18-96); (2) the name of the person or entity submitting the filing; and (3) a brief description of the document. The electronic filing should also include the name, title and telephone number of a person to contact in the event of questions about the filing. Furthermore, an electronic copy of the petition must be sent to the Presiding Officer at [kathryn.sedor@mass.gov](mailto:kathryn.sedor@mass.gov).

**Third**, the petition must be sent in electronic format by e-mail attachment to counsel for NEC, James M. Avery, Esq., Pierce Atwood LLP, 100 Summer Street, Boston, MA 02110; or [javery@pierceatwood.com](mailto:javery@pierceatwood.com).

Reasonable accommodations for people with disabilities are available upon request. Include a description of the accommodation you will need, including as much detail as you can. Also include a way we can contact you if we need more information. Please provide as much advance notice as possible. Last minute requests will be accepted, but may not be able to be accommodated. Contact the Department's ADA coordinator at [DPUADACoordinator@mass.gov](mailto:DPUADACoordinator@mass.gov) or (617) 305-3642.

Interpretation services for those with limited English language proficiency are available upon request. Include in your request the language required, and a way to contact you if we need more information. Please provide as much advance notice as possible. Last minute requests will be accepted, but may not be able to be accommodated. Contact the Presiding Officer (contact information below).

Any person desiring further information regarding this Notice, including information about intervention or participation in the adjudicatory proceeding, may contact the Presiding Officer at the address, telephone number, or email below:

M. Kathryn Sedor, Esq., Presiding Officer  
Energy Facilities Siting Board/DPU  
One South Station  
Boston, MA 02110  
(617) 305-3525 or [kathryn.sedor@mass.gov](mailto:kathryn.sedor@mass.gov)



## **NOTICE OF PUBLIC COMMENT HEARING** **PLEASE READ**

Northeast Energy Center (“NEC” or “Company”), has filed two petitions with the Energy Facilities Siting Board (“Siting Board”) and the Department of Public Utilities in connection with the Company’s proposal to construct a natural gas liquefaction, storage, and truck-loading facility (“Facility”) and associated infrastructure in the Town of Charlton, Massachusetts (the “Project”). NEC’s preferred site for the Facility is 249 Sturbridge Road (Route 20) in Charlton.

The Company proposes to take natural gas from an existing underground Tennessee Gas Pipeline Company, L.L.C. (“TGP”) pipeline in Charlton, and transport the gas to the Facility via a new 1.5-mile-long underground pipeline. At the Facility, the natural gas would be cooled to a liquid state, stored as a liquid on-site in tanks with a total storage capacity of one million gallons, and then transported by truck to gas company customers such as National Grid. NEC states that the Facility would enable its gas company customers to maintain reliable and economic natural gas service.

The attached legal notice describes in more detail the proposed Facility, its associated infrastructure, and the preferred and alternative sites in the Town of Charlton that NEC has proposed for the Facility. The notice also explains the opportunities for public participation in the review process. **Please read this notice carefully.**

The Siting Board is a state agency that will determine whether the proposed NEC Project may be constructed and whether the Company’s requested zoning exemptions will be approved. The Siting Board will conduct a **public comment hearing regarding the Project beginning at 7:00 p.m. on Tuesday, November 13, 2018, at the Charlton Municipal Offices, Board of Selectmen Meeting Room, 37 Main Street, Charlton, MA 01507.** At the public comment hearing, the Company will provide information on the proposed Project, and the Siting Board will present information on its review process and hear comments and questions about the Project from members of the community. All comments are important to the Siting Board; anyone with an interest in the Project is encouraged to attend the public comment hearing.

Individuals and groups affected by the Company’s petitions who wish to be involved in the Siting Board review process may request to participate as either intervenors or limited participants. Such requests must meet the criteria outlined in the attached legal notice. **The deadline to make such a request is 5:00 p.m. on Friday, November 30, 2018.** Questions concerning participation will also be answered at the public comment hearing, and also can be answered by the Presiding Officer, whose contact information is shown below.

Copies of the Company’s petitions are available for public inspection at the locations listed on the enclosed notice. If you have any questions about the Siting Board’s review process, please feel free to contact the Presiding Officer, M. Kathryn Sedor, Esq., at (617) 305-3525, or at [kathryn.sedor@mass.gov](mailto:kathryn.sedor@mass.gov). The Siting Board’s address is as follows: Energy Facilities Siting Board/DPU, One South Station, Boston, MA 02110.